

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In re Patent Application of

PHILLIPS et al.

Serial No. 10/577,938

Filed: May 3, 2006

Title: STRAINED SEMICONDUCTOR DEVICES

Atty Dkt. SCS-124-1158

C# M#

TC/A.U.: 2814

Examiner: H. Weiss

Date: March 31, 2008

Commissioner for Patents

P.O. Box 1450

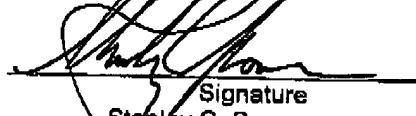
Alexandria, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER

MAR 31 2008

FACSIMILE CERTIFICATE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on March 31, 2008, specifically to 703-273-8300.


 Signature
 Stanley C. Spooner
 Reg. No. 27,393

No. of pages transmitted (including this cover sheet): pages

Sir:

 Correspondence Address Indication Form Attached. **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting applicant's claim(s).

\$510.00 (1401) / \$255.00 (2401) \$ 510.00

 An appeal BRIEF is attached in the pending appeal of the above-identified application

\$510.00 (1402) / \$255.00 (2402) \$

 Credit for fees paid in prior appeal without decision on merits

-\$ ()

 A reply brief is attached.

(no fee)

 Pre-Appeal Brief Request for Review form attached.

04/01/2008 VBUI11 00000049 141140 10577938

01 FC:1401 510.00 DA

 Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)

One Month Extension \$120.00 (1251) / \$60.00 (2251)

Two Month Extensions \$460.00 (1252) / \$230.00 (2252)

Three Month Extensions \$1050.00 (1253) / \$525.00 (2253)

Four Month Extensions \$1640.00 (1254) / \$820.00 (2254) \$ 120.00

 "Small entity" statement attached.

04/01/2008 VBUI11 00000049 141140 10577938

Less month extension previously paid on

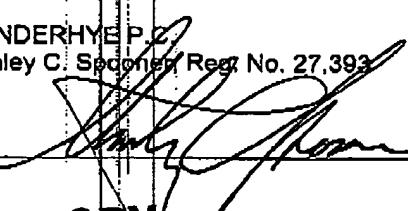
01 FC:1251 120.00 DA -\$ ()

TOTAL FEE ENCLOSED \$ 630.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
 Arlington, Virginia 22203-1808
 Telephone: (703) 816-4000
 Facsimile: (703) 816-4100
 SCS:kmm

NIXON & VANDERHYE P.C.
 By Atty: Stanley C. Spooner Reg. No. 27,393

Signature: **BEST AVAILABLE COPY**